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SEP 07 1999

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September 7, 1999

Ms. Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W., Room TW-A325  
Washington, D.C. 20554

Re: Extension of Time in MM Docket 99-25

Dear Ms. Salas:

On September 3, 1999, Greater Media, Inc. ("Greater Media") filed a letter asking for favorable action on its pending extension request in MM Docket 99-25 ("LPFM proceeding"). As before, NAB supports the Greater Media request for action on its pending extension request to allow more time to complete a review and analysis of the voluminous record in the LPFM proceeding.

On August 31, 1999, the Commission extended the reply comment deadline to September 17, 1999, as requested by the New York State Thruway Authority ("NYSTA"). It deferred action on the Greater Media petition, stating that if "subsequent developments or additional information suggests that a further extension of the reply comment period or a re-opening of the comment period is warranted, we will consider Greater Media's request." Order in MM Docket 99-25, released August 31, 1999 at 3. NAB agrees with Greater Media that the limited 16-day extension is inadequate. The additional information detailed below warrants additional time beyond September 17, 1999, in which to file reply comments.

At this time, NAB has commissioned two separate analyses of the four receiver studies. These analyses are currently underway and every attempt is being made to have them completed by the September 17<sup>th</sup> deadline. However, additional time will be helpful in providing the Commission with the complete record for which it is striving.

The Commission's rules demand no less than a reasonable time to review comments in a formal rulemaking proceeding. See 47 C.F.R. § 1.415 (1998). The limited extension does not permit sufficient time for meaningful review of the studies and the 1600 comments filed so far. Thus, the extension requested by Greater Media in August – and reaffirmed on September 3<sup>rd</sup> – is reasonable and necessary.

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NAB should not be forced to resort to providing an inadequate review and analysis of the studies – or other comments – merely to make a deadline. Likewise, the Commission should not accept the notion that “quicker is better” or it risks procedural problems down the road. Thus, the Commission should take action on the Greater Media petition and allow additional time for filing reply comments in the LPFM proceeding. In any event, should the Commission not act favorably on Greater Media’s request, NAB will submit its analyses in due time to provide a complete record.

Sincerely,

A handwritten signature in black ink, appearing to read "Roy Stewart", with a long horizontal flourish extending to the right.

cc: Chairman William E. Kennard  
Commissioner Susan Ness  
Commissioner Michael Powell  
Commissioner Harold Furchtgott-Roth  
Commissioner Gloria Tristani  
Roy Stewart  
Dale Hatfield